

Goldsboro Weekly Argus.

\$1.00 a Year.

"This Argus o'er the people's rights
Doth an eternal vigil keep;

No soothing strains of Maia's son
Shall lull its hundred eyes to sleep."

\$1.00 a Year.

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NO. 49

COMING TO A FOCUS.

Reassembling of the General Assembly Seems Inevitable.

Governor Glenn Gives the Railroads His Ultimatum of Conference and Adjustment of Pending Wrangle.

Following the failure of yesterday's conference in Raleigh between Governor Glenn and his Council and Assistant United States Attorney Sanford, as reported in the ARGUS telegrams, the following is the text of the message wired by the Governor to solicitor Brown at Asheville:

Raleigh, N. C., July 25, 1907.
Hon. Mark W. Brown,
Solicitor 15th District,
Asheville, N. C.:

Referring to your telegram of the 23rd containing suggestion of Mr. Sanford as the basis of settlement between the State and railroads, I have to say: I cannot accept Mr. Sanford's proposition. It annuls the State statute by suspending the rate.

Section 9. Article 1 of the Constitution of North Carolina provides: "All power of suspending laws or the execution of laws, by any authority, without the consent of the representatives of the people, is injurious to their rights, and ought not to be exercised." I suggest the following as a basis of settlement:

1st. Let the railroads put the 2-1-4 cent rate into immediate effect, pending final determination of the legal questions involved.

2nd. The State to appeal from the order of Judge Pritchard discharging parties in Asheville on writ of habeas corpus.

3rd. The Southern Railway to appeal to the Supreme Court of North Carolina in the Wake county case, and if the case is there decided against it, to take the case by writ of error to Supreme Court of the United States.

4th. Both sides to co-operate to have both of said cases advanced and argued together and speedily determined.

5th. The State at its option to indict the Atlantic Coast Line in one case.

6th. All other indictments to be stopped pending final determination of the case.

7th. The Governor to advise all people against bringing any penalty suits pending final determination of the questions involved, and to ask the people as a whole to acquiesce in this arrangement.

8th. The suit pending before Judge Pritchard to be diligently prosecuted, without the State, however, waiving any question of jurisdiction.

R. B. GLENN,
Governor.

Being asked as to his interview with Mr. Sanford, of the Department of Justice, the Governor stated that the substance of said interview was contained in the telegram of Mr. Brown and his reply to it. That having to leave before the reply could be reduced to writing, Mr. Sanford requested the answer be wired him at Asheville, through Mr. Brown.

The Governor says that Mr. Sanford stated that while he did not represent the railroads, he knew the officials of the railroads would be glad to see the Governor if he desired it. The Governor replied that if the railroad authorities desired to see him, he would be glad to meet them at any time and enter into any arrangement consistent with the terms of his telegram, but it would be useless to confer unless they were willing for the rate to go into effect pending litigation, cited in his telegram, to annul the will of the Legislature.

Asked what he would do if the railroads refused the terms offered and still insisted on controlling the State courts through the Federal courts, the Governor replied that he would continue as best he could to enforce the State law—doing nothing revolutionary himself, or out of the legal course, and advising no officer to do so, but simply in a legal and dignified way, as he had already done, upholding the Constitution and laws of both the State and the Nation. He said he wanted no conflict.

The Governor said it now looked to him inevitable that an extra session of the General Assembly would have to

be called and all matters at issue placed before that body, to the end that it should take such steps to control and regulate the railroads in the State as, in the light of present developments seemed just and proper.

GEORGIA GOING DRY.

Final Vote of General Assembly Set for July 30.

(By special wire to the ARGUS.)

Atlanta, Ga., July 26.—Georgia's prohibition bill, now pending before the lower house, will be made the special order of business for Tuesday, July 30, and a final vote will be taken that day.

This agreement was reached in the House today following the filibustering tactics of the minority, which ended at 11 o'clock last night after nearly fourteen hours of exciting maneuvers, when adjournment was precipitated by a personal encounter between two prominent members of the House. The order, which was adopted by unanimous consent, practically cuts off all further filibustering on the floor of the House, it provides that the bill shall be placed on its third reading immediately after reading the journal next Tuesday, that both sides shall be given equal time for discussion and the amendments that may be submitted; that all amendments shall be on the speaker's desk by 2:30 o'clock and that the vote shall be taken at four o'clock without further motion or debate.

It further provides that the galleries shall be kept cleared of all visitors during the pendency of the bill. With a majority of nearly four-fifths favoring the bill, which has already been passed by the Senate, and with Governor Smith pledged to sign the bill when it shall be passed, prohibition in Georgia appears to be a foregone conclusion.

OLD FASHIONED DUEL.

Two Men Fight Under the Code in Alabama this Morning.

Special to THE ARGUS.

Montgomery, Ala., July 26.—As the result of a regular old-time duel with pistols at Scottsville, Alabama, early this morning, Frank Heard and John Thomas, two young men of the community, are both wounded and in the hands of the doctors.

Both are also under arrest for violation of the criminal law against duels. The two men fought over a trivial affair.

Thousands Have Kidney Trouble and Never Suspect It.

Prevalence of Kidney Disease.

Most people do not realize the alarming increase and remarkable prevalence of kidney disease. While kidney disorders are the most common diseases that prevail, they are almost the last recognized by patient and physicians, who content themselves with doctoring the effects, while the original disease undermines the system.

What To Do. There is comfort in the knowledge so often expressed, that Dr. Kilmer's Swamp-Root, the great kidney remedy, fulfills every wish in curing rheumatism, pain in the back, kidneys, liver, bladder and every part of the urinary passage. It corrects inability to hold water and scalding pain in passing it, or bad effects following use of liquor, wine or beer, and overcomes that unpleasant necessity of being compelled to go often during the day, and to wet up many times during the night. The mild and extraordinary effect of Swamp-Root is soon realized. It stands the highest for its wonderful cures of the most distressing cases. If you need a medicine you should have the best. Sold by druggists, fifty-cent and one-dollar sizes.

You may have a sample bottle and a book that tells all about it, both sent free by mail. Address Dr. Kilmer & Co., Binghamton, N. Y. When writing mention this paper and don't make any mistake, but remember the name, Dr. Kilmer's Swamp-Root, and the address, Binghamton, N. Y.

NOTICE! The annual meeting of the stockholders of the A. & N. C. R. R. Co. will be held in Beaufort, N. C. on August 8th, 1907.

D. J. BROADHURST,
Secretary.

POLITICS AND POLITICIANS.

Ambitions and Prospects of Men Strutting and Fretting Their Hour on the Stage.

Special to the ARGUS.

Washington, D. C. July 26.—State Auditor Paul Capdevielle, of Louisiana, has announced his candidacy for re-election to that office.

The wedding of United States Senator Beveridge, of Indiana, and Miss Katherine Eddy of Chicago is announced to take place at the United States embassy in Berlin on August 7.

Secretary of Commerce and Labor Straus not only works 10 to 12 hours a day at his desk, but goes in for pedestrianism at spare times.

Col. Charles A. Edwards, secretary of the Democratic Congressional committee, believes that Louisville has the best chance of landing the next Democratic national convention, excepting only Chicago.

Jesse R. Grant has been making a tour through Texas, Louisiana and other states of the South and West sounding the sentiment of prominent Democrats on his chances of obtaining the Democratic Presidential nomination.

The death of Senator Morgan and the retirement of Senators Berry, Blackburn and Carmack, leading or veteran Democrats, leaves important committee vacancies on the minority side to be filled when Congress reassembles.

The Democratic newcomers in the Senate next December will be John H. Bankhead, of Alabama, succeeding the late Senator Morgan; Jefferson Davis, of Arkansas, succeeding James H. Berry; Thomas H. Paynter, of Kentucky, succeeding Joseph C. S. Blackburn, and Robert L. Taylor, of Tennessee, succeeding Edward W. Carmack.

Hoke Smith, the new governor of Georgia, is perhaps the only governor of a Southern state who has gone into office on a strictly anti-lynching platform. In his recent inauguration address Governor Smith declared he would "make strenuous endeavors to prevent lynchings."

Francis Kay Pendleton, whom Mayor McClellan has appointed corporation counsel of New York city, is a son of the late Senator George Pendleton, of Ohio, who was the candidate for Vice-President on the same ticket on which the Mayor's father, General McClellan, was nominee for President in 1864.

Senator Bankhead of Alabama is the only new Democratic Senator who comes straight from the House to the Senate. He had served his tenth term (twenty years) in the House, the Fifty-ninth Congress being his last, and will go to the Senate with the regular session of that body in the Sixtieth Congress.

William H. (Buck) Hinrichsen, for many years conspicuous in Illinois politics, is reported near death at his home in Alexander, Ill. Mr. Hinrichsen is fifty-seven years old. He had been sheriff of his county, clerk of the Illinois House, and, during the Altgeld administration, 1893-97, he was secretary of state. During two years after that date he was a Representative in Congress from the old Sixteenth district of Illinois. He also served as chairman of the Democratic state committee, and in 1896 he was elected a delegate-at-large to the Democratic national convention.

It is said that if Senator Culberson, of Texas, is chosen minority leader of the Senate next December he will most likely be given the vacancy on the Appropriations Committee, if he elects to have it. Senator Culberson's more important committee assignments now are Judiciary, Philippine, Postoffices and Post Roads and Public Buildings and Grounds. The vacancy on the Appropriations Committee, left by Senator Berry, of Arkansas, is probably the most prizes of any of the places on the Senate committee left by a Democrat.

NOTICE.

North Carolina Superior Court. Wayne County. Jesse Dickerson vs. Miss Dickerson. The defendant, Miss Dickerson, is hereby required to appear at the next term of the Superior Court of Wayne County, North Carolina, to be held in the city of Goldsboro, beginning on the 19th day of August, 1907, and answer or demur to the complaint herein. This action is brought by plaintiff to obtain a divorce from the bonds of matrimony with the defendant, on the ground that defendant committed adultery with one Dunk Lane about the month of Jan., 1905, at the home of Daniel Artis, in Greene or Pitt county, N. C. This is the 18th day of July, 1907. JAS. R. HATCH, Clerk of the Superior of Wayne County, North Carolina.

EXTRAORDINARY SESSION.

IT IS NOW ALMOST A CERTAINTY.

Gov. Glenn Deems It His Official Duty to Call the General Assembly Together to Assume Ultimate Responsibility of the Emergency.

(By Special Wire to the ARGUS.)

Raleigh, July 26.—Gov. Glenn to-day is positive and decided that it is his duty to convene the legislature in extraordinary session, unless the Southern Railway and Atlantic Coast Line will agree to put the 2-1-4 cents rate in effect pending the appeals from the Raleigh and Asheville cases to the Supreme Court of the United States.

The Governor says that upon the legislative branch of the State government rests the ultimate responsibility, and that branch should be given the opportunity to meet it when the law, so recently passed, is defied and violated.

Gov. Glenn is in telegraphic communication with Asheville today, where Asst. U. S. Attorney-General Sanford and the railway high officials and Judge Pritchard are conferring.

Gov. Glenn stated that he had at noon instructed Solicitor Brown and Special Attorney Merrimon to phone him any developments that may arise today.

The Governor is looking for something later this afternoon, when his final determination as to calling the General Assembly will be decided upon.

THE STATE'S GOOD CAUSE.

Charlotte Observer:

Judge Pritchard is not properly blameable for employing, as in the Asheville penalty case, any reasonable methods to protect his claim to exclusive jurisdiction in the rate cases. It is really because he began by using that jurisdiction in such a high-handed manner as to arouse strong resentment that any contest has been made. He enjoined a sovereign State upon grounds which we do not believe that any Federal judge in the North—Federal judges North and South are quite different—would have deemed sufficient for enjoining an individual or a corporation. Being advised by able lawyers that it is not altogether remediless, the State would have shown great lack of self-respect had it submitted without first testing the legal means proposed. The plain fact is that whether or not Judge Pritchard and the two railroad companies can maintain themselves at law or induce the administration to back them up as a matter of course, they are morally in the wrong. And whether or not the State's opposition meets with any success it will more than justify itself by placing on record North Carolina's protest against an exercise of arbitrary power which not only works pecuniary injustice but ranks among the most inexcusable affronts ever leveled at the rights of the States.

JAMESTOWN EXPOSITION.

The Atlantic Coast Line Have Offered the Following Reduced Rates:

From Goldsboro, Season Ticket, \$3.10, sold daily April 19 to November 30. Sixty day ticket \$6.80. Coach Excursion \$3.60, sold each Tuesday; limit 7 days. Endorsed "Not good in parlor or sleeping cars."

Through Pullman sleeping cars from Port Tampa and Jacksonville, Fla., Atlanta and Augusta, Ga., Wilmington, N. C., via Atlantic Coast Line Railroad Company.

Write for a beautiful illustrated folder containing maps, descriptive matter, list of Hotels, etc. For reservations or any information, address:

W. J. Craig,
Passenger Traffic Manager,
Wilmington, N. C.

JUDGE MOORE RINGS CLEAR.

Southern Railway and Ticket Agent Indicted.

The Rate Act Remains The Law Until a Court of Competent Jurisdiction Decides That It Is Invalid—No Court of North Carolina Has So Held.

Winston-Salem, N. C., July 26.—The grand jury, just before adjourning this afternoon, returned an indictment and presentment against the Southern Railway and W. S. Hailey, agent at Rural Hall, for violation of the passenger rate law. County Treasurer G. L. Beck was the witness before the grand jury, he having paid the agent at Rural Hall the old rate for a ticket to Winston-Salem.

This action of the grand jury was taken after a second consultation with Judge Moore, who was asked by the foreman if it would be a violation of the oath of the grand jury if they failed to make a presentment. The court ruled that it would be a violation with the facts that were before them.

After wrestling over the question of reduced passenger rates, the grand jury came into court about 10:45 this morning and asked for additional instructions as to the law provided in such cases. Judge Moore quoted the pertinent portions of the statute limiting the maximum charge for passengers to 2-1-4 cents per mile. The penalty for disobeying this law allows \$500 to the person aggrieved by the act and an agent who disregards the law may be convicted of a misdemeanor and fined and imprisoned or both.

"This is a valid or invalid act of the Legislature," said Judge Moore. "The railroad has secured an injunction through the Federal Court depriving the corporation commission of the right of decision. This law went into effect July 1. If the validity of the act of the Legislature is challenged the only defense is that the act is so unjust and detrimental that it amounts to the confiscation of the railroad's property. The party challenging the law must show that it is unfair and unconstitutional. The State does not like to say that the acts of the Legislature are unconstitutional, and as yet no Superior Court has questioned the validity of the act. It is a valid law until it has been found invalid by a body of men competent to decide it. Thus far it has not been found unconstitutional. If the law has been violated you should have the violator indicted, and it afterwards the law is found unconstitutional he may obtain redress. It is my personal opinion that it is useless to hear any more cases of this nature until the decision of the United States Supreme Court is handed down. As the law now stands an infraction of it should be considered a misdemeanor. Note infractions of this law in the county and take action according to the facts brought to your knowledge."

Solicitor Graves stated that there was some question as to whether or not the jurisdiction over the case had been conferred upon the recorder. Judge Moore replied that the act creating the recorder's court enumerated the cases that should be tried before the recorder, and that this one was not included, and that the Superior Court was the proper place to try such cases.

HELP WANTED.

Experienced knitters, toppers, loopers and finishers. Can give work to a few experienced hands. We have good, nice clean work and a well equipped mill with the very best machinery. None need to apply only first-class people who mean business. Good wages. Write or apply at once to:

Goldsboro Knitting Mills,
Goldsboro, N. C.

Be Grateful and Philosophical.

Charlotte Observer.

We are beastly ungrateful to complain of the prevailing warm weather. It is not only that we should think of June, with its delightful combination of spring and autumn days, but of the present fact that from these fierce suns the cotton plant is getting exactly what it needs and is rejoicing and humping itself. Every day it is catching up its behind-handedness and for the season could not look better. The more of this heat the better for it. Only humanity and the early corn are suffering and the good God can be trusted to supply their needs with rain in a few days. Anyhow, don't fret; don't be impatient; but be grateful and philosophical.

Death of Mrs. Elizabeth J. Farrior.

It is with exceeding regret that we chronicle the death of Mrs. Elizabeth J. Farrior, aged 69, which occurred in this city this morning at 10:30 o'clock, after an illness of 8 weeks. She was the mother of the late Mr. Tom Farrior, whose death occurred this month, and also of Messrs. D. O. and David Farrior and Mrs. F. O. Stambaugh, of this city, and of Mrs. H. B. Koonce. The remains will be taken to Kenansville on the early train in the morning for interment in the family burying plot there. The ARGUS tenders its sincerest condolence to the bereaved family.

BABY TORTURED BY ITCHING RASH

Face and Feet Covered—Rest Broken and Would Cry Until Tired Out—"Cradle Cap" Added to Baby's Torture—Tries Cuticura Soap and Cuticura Ointment.

IMMEDIATE RELIEF AND SPEEDY CURE

"My baby was about nine months old when she had rash on her face and feet. Her feet seemed to irritate her most, especially at night. They would cause her to be broken of her rest, and sometimes she would cry until she was tired out. I had always used Cuticura Soap myself, and had heard of so many cures by the Cuticura Remedies that I thought I would give them a trial. The improvement was noticeable in a few hours, and before I had used one box of the Cuticura Ointment her feet were well and have never troubled her since. I also used it to remove what is known as "cradle cap" from her head, and it worked like a charm as it cleansed and healed the scalp at the same time. Now I keep Cuticura Ointment on hand in case of any little rash or insect bites, as it takes out the inflammation at once. Perhaps this may be the means of helping other suffering babies. Mrs. Hattie Currier, Thomasville, Me., June 9, 1906."

CUTICURA—THE SET, \$1.

Consisting of Cuticura Soap Ointment and Pills.

A single set is often sufficient to cure the most torturing, disfiguring, itching, burning, and scaly humors, eczemas, rashes, and irritations, with loss of hair, from infancy to age, when all other remedies and even the best physicians fail. Guaranteed absolutely pure.

Complete External and Internal Treatment for Every Humors and Skin Disease. Cuticura Soap (25c) to Cleanse the Skin. Cuticura Ointment (25c) to Relieve the Itch and Cure the Rash. Cuticura Pills (50c) to Purify the Blood. Sold throughout the world. Foster Drug & Chemical Co., Lowell, Mass. Sample Free. How to Cure Skin and Scalp.

Five Cents Per Line

(Six Words to the Line.) CASH WITH ORDER.

No advertisement taken for less than 25 cents. Special discounts on extended advertising. Results assured.

FOR RENT—Two-story residence, corner Ash and William streets—water, sewerage and electricity—fine neighborhood—three doors from schools. Apply to JAMES M. ALLEN.

FOR RENT—8 room house, 306 James street. Water and electricity, good neighborhood. Apply to L. H. CASPER.

FOUND—A child's locket and chain with 2 initials on the locket, near the Primitive Baptist church. Owner can get same by calling at this office and identifying it, and paying for notice.

FOR SALE—One New Home Sewing Machine good as new. Apply 405 West Centre St., N.

Manzan Pile Remedy RELIEVES WHEN OTHERS FAIL